



# State of Utah

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF WATER RIGHTS

Norman H. Bangerter  
Governor

Dee C. Hansen  
Executive Director

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State Engineer

Southern Area  
130 North Main Street  
P.O. Box 563  
Richfield, Utah 84701-0563  
801-896-4429

July 20, 1989

CERTIFIED MAIL - P075646794  
RETURN RECEIPT REQUESTED

Bear Creek Irrigation Company  
c/o Danny Perkins  
585 North 250 East  
Panguitch, Utah 84759

Dear Mr. Perkins:

It has been brought to my attention by Sevier River Commissioner, Ray Owens that the Bear Creek Canal has been continuously diverting from 2.5 to 5.0 cfs of water over their right of 5.0 cfs. This practice has existed for the past two months.

I will remind you that the Bear Creek Irrigation Company has been warned of this practice in past years. In light of the critical low flows in the Sevier River drainage this year, any violations in water right diversions will not be tolerated.

Therefore, this letter will serve as official notice that if further violations occur in over-diverting for the Bear Creek Canal from this date forward, legal action will be taken against the irrigation company.

I would appreciate your immediate attention and cooperation to this matter.

Sincerely,

M. Stanley Adams, P.E.  
Area Engineer

MSA/clw

cc: Ray Owens, Sevier River Commissioner  
~~Lee Sim, Directing Engineer for Distribution~~  
John Mabey, Attorney Generals Office